

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Complaint, all of the records herein, Defendants' motion to dismiss the Complaint ("Motion") and the parties' related briefing, the November 25, 2015 Report and Recommendation of United States Magistrate Judge ("Report"), and Plaintiff's Objections to the Report ("Objections"). Pursuant to 28 U.S.C. § 636(b)(1)(C) and Fed. R. Civ. P. 72(b), the Court has conducted a *de novo* review of those portions of the Report to which objections have been stated. Having completed its review, the Court accepts the findings and recommendations set forth in the Report.

Accordingly, IT IS ORDERED that: (1) the claims against Defendants David Chu, Clint Salo, Kiyo Teshima, J. Kellogg, College Hospital Cerritos, Rachel LaSota, Marianne Eckhoff, Maksim Degtyar, Kim Wilson, Does 1-10, and Sergeant Waughan are DISMISSED

1 with leave to amend; (2) the state law claims against Defendants Jeremy Tolen and Officer
2 Keene are DISMISSED with leave to amend; and (3) the claims against the two state
3 defendants – the Medical Board of California and the California Highway Patrol – are
4 DISMISSED with prejudice.

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6 Within 30 days of this Order, Plaintiff shall file either a First Amended Complaint
7 consistent with the Report or a document entitled Notice Of Intent Not To File First Amended
8 Complaint expressing Plaintiff's wish to proceed only on claims One through Seven against
9 Defendants Tolen and Keene.

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11 DATED: May 27, 2016



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13 DEAN D. PREGERSON
14 UNITED STATES DISTRICT JUDGE
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